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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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### CLEARINGHOUSE REPORT TO AGENCY

[THIS REPORT HAS BEEN PREPARED PURSUANT TO S. 227.15, STATS. THIS IS A REPORT ON A RULE AS ORIGINALLY PROPOSED BY THE AGENCY; THE REPORT MAY NOT REFLECT THE FINAL CONTENT OF THE RULE IN FINAL DRAFT FORM AS IT WILL BE SUBMITTED TO THE LEGISLATURE. THIS REPORT CONSTITUTES A REVIEW OF, BUT NOT APPROVAL OR DISAPPROVAL OF, THE SUBSTANTIVE CONTENT AND TECHNICAL ACCURACY OF THE RULE.]

### CLEARINGHOUSE RULE **08-103**

AN ORDER to amend NR 428.04 (1) and (3) (b), 428.05 (1) and (4) (b) 2., 428.07 (intro.), (1) (a) and (b) 1. and 3., (3), and (4) (c), 428.08 (title) and (2) (title), 428.09 (2) (a), 428.20 (1), 428.22 (2) (intro.), 428.23 (1) (b) 1., 428.24 (1) (b) (intro.), and 428.25 (1) (a) 1. a. and c. and (3) (b); and to create NR 428.02 (7e), 428.08 (2) (f), 428.12, and 428.23 (1) (b) 9, relating to modification of existing rules for control of nitrogen oxide (NO<sub>x</sub>) emitted by stationary sources in the ozone nonattainment area in southeastern Wisconsin and to issues for SIP approvability and miscellaneous implementation issues.

Submitted by **DEPARTMENT OF NATURAL RESOURCES**

11-04-2008 RECEIVED BY LEGISLATIVE COUNCIL.

12-01-2008 REPORT SENT TO AGENCY.

RS:REL

**LEGISLATIVE COUNCIL RULES CLEARINGHOUSE REPORT**

This rule has been reviewed by the Rules Clearinghouse. Based on that review, comments are reported as noted below:

1. STATUTORY AUTHORITY [s. 227.15 (2) (a)]

Comment Attached YES ☐ NO ☒

2. FORM, STYLE AND PLACEMENT IN ADMINISTRATIVE CODE [s. 227.15 (2) (c)]

Comment Attached YES ☒ NO ☐

3. CONFLICT WITH OR DUPLICATION OF EXISTING RULES [s. 227.15 (2) (d)]

Comment Attached YES ☐ NO ☒

4. ADEQUACY OF REFERENCES TO RELATED STATUTES, RULES AND FORMS  
[s. 227.15 (2) (e)]

Comment Attached YES ☐ NO ☒

5. CLARITY, GRAMMAR, PUNCTUATION AND USE OF PLAIN LANGUAGE [s. 227.15 (2) (f)]

Comment Attached YES ☒ NO ☐

6. POTENTIAL CONFLICTS WITH, AND COMPARABILITY TO, RELATED FEDERAL  
REGULATIONS [s. 227.15 (2) (g)]

Comment Attached YES ☐ NO ☒

7. COMPLIANCE WITH PERMIT ACTION DEADLINE REQUIREMENTS [s. 227.15 (2) (h)]

Comment Attached YES ☐ NO ☒